



PAT-1595

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)	Art Unit: 3762
Hata et al.)	
)	Examiner: Jeffrey Jastrzab
Serial No.: 10/647,695)	
)	
Filing Date: August 25, 2003)	
)	
For: High Torque Balloon Catheter)	
Possessing Multi-Directional)	
Deflectability and Methods)	
)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER (37 CFR 1.321)

Petitioner, Irvine Biomedical, Inc., having principal offices at 2375 Morse Avenue, Irvine, CA 92614 in the State of California, represents that it is the assignee of the entire right, title and interest in and to the inventions disclosed in:

1. The present application serial no. 10/647,695, filed August 25, 2003, as evidenced by Assignment recorded on October 19, 2004, in the United States Patent and Trademark Office, at Reel 015898, Frames 0674 et seq. (2 pages); and
2. Application serial no. 09/878,689, filed June 11, 2001, now U.S. Patent No. 6,611,720 ("the '720 Patent"), as evidenced by Assignment recorded on June 11, 2001, in the United States Patent and Trademark Office, at Reel 011892, Frames 0148 et seq. (4 pages).

Petitioner hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the '720 Patent, and which are commonly owned by Petitioner. Petitioner hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to the '720 Patent, this Agreement to run with any patent granted on the above-identified

application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of the '720 Patent, in the event that any such patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

In accordance with 37 CFR 3.73, the undersigned hereby certifies that the evidentiary documents with respect to ownership have been reviewed and that, to the best of the undersigned's knowledge and belief, title is in the petitioner seeking to take this action.

FEE PAYMENT

A check for the sum of ~~\$65.00~~ pursuant to 37 CFR 1.20(d) is enclosed herewith.



Raymond Sun
Attorney for Applicant

Dated: August 28, 2006